# **Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application.

#### **Listing of Claims:**

1. (Currently Amended) A tricyclic 1-[(indol-3-yl)carbonyl]piperazine derivative having the general Formula I

Formula I

wherein

X is CH<sub>2</sub>, O or S;

R represents 1-3 substituents independently selected from H,  $(C_{1-4})$ alkyl,  $(C_{1-4})$ alkyloxy and halogen;

 $R_1$  is  $(C_{5-8})$ cycloalkyl;

R<sub>2</sub> is H or (C<sub>1-4</sub>)alkyl;

 $R_3$ ,  $R_3$ ,  $R_4$ ,  $R_4$ ,  $R_5$ ,  $R_5$  and  $R_6$  are independently hydrogen or ( $C_{1-4}$ )alkyl, optionally substituted with ( $C_{1-4}$ )alkyloxy, OH or halogen;

 $R_6$  is hydrogen or ( $C_{1-4}$ )alkyl, optionally substituted with ( $C_{1-4}$ )alkyloxy, OH or halogen; or  $R_6$  forms together with  $R_7$  a 4-7 membered saturated heterocyclic ring <u>having only carbons as additional ring members</u>; or

 $R_7$  is H,  $(C_{1-4})$ alkyl or  $(C_{3-5})$ cycloalkyl, the alkyl groups being optionally substituted with OH, halogen or  $(C_{1-4})$ alkyloxy; or a pharmaceutically acceptable salt thereof.

- 2. (original) The tricyclic 1-[(indol-3-yl)carbonyl]piperazine derivative of claim 1, wherein R is H and R<sub>1</sub> is cyclopentyl or cyclohexyl.
- 3. (Previously Presented) The tricyclic 1-[(indol-3-yl)carbonyl]piperazine derivative of claim 1, wherein X is CH<sub>2</sub> or O.

4. (Currently Amended) The tricyclic 1-[(indol-3-yl)carbonyl]piperazine derivative of claim 1, wherein R, R<sub>2</sub>, R<sub>3</sub>, R<sub>3</sub>', R<sub>4</sub>', R<sub>5</sub>, R<sub>5</sub>' and R<sub>6</sub>' are H; R<sub>4</sub>, R<sub>6</sub> and R<sub>7</sub> are independently H or (C<sub>1-4</sub>)alkyl; or R<sub>6</sub> forms together with R<sub>7</sub> a 5- or 6-membered saturated heterocyclic ring having only carbons as additional ring members and R<sub>4</sub> is H or (C<sub>1-4</sub>)alkyl.

## 5. (Cancelled)

6. (Previously Presented) A pharmaceutical composition comprising a tricyclic 1-[(indol-3-yl)-carbonyl]piperazine derivative of claim 1 or a pharmaceutically acceptable salt thereof together with a pharmaceutically acceptable carrier therefor.

#### 7. (Cancelled)

- 8. (Previously Presented) The tricyclic 1-[(indol-3-yl)carbonyl]piperazine derivative of claim 2, wherein X is CH<sub>2</sub> or O.
- 9. (Currently Amended) The tricyclic 1-[(indol-3-yl)carbonyl]piperazine derivative of claim 2, wherein R, R<sub>2</sub>, R<sub>3</sub>, R<sub>3</sub>', R<sub>4</sub>', R<sub>5</sub>, R<sub>5</sub>' and R<sub>6</sub>' are H; R<sub>4</sub>, R<sub>6</sub> and R<sub>7</sub> are independently H or (C<sub>1-4</sub>)alkyl; or R<sub>6</sub> forms together with R<sub>7</sub> a 5- or 6-membered saturated heterocyclic ring having only carbons as additional ring members and R<sub>4</sub> is H or (C<sub>1-4</sub>)alkyl.
- 10. (Currently Amended) The tricyclic 1-[(indol-3-yl)carbonyl]piperazine derivative of claim 3, wherein R, R<sub>2</sub>, R<sub>3</sub>, R<sub>3</sub>', R<sub>4</sub>', R<sub>5</sub>, R<sub>5</sub>' and R<sub>6</sub>' are H; R<sub>4</sub>, R<sub>6</sub> and R<sub>7</sub> are independently H or (C<sub>1-4</sub>)alkyl; or R<sub>6</sub> forms together with R<sub>7</sub> a 5- or 6-membered saturated heterocyclic ring having only carbons as additional ring members and R<sub>4</sub> is H or (C<sub>1-4</sub>)alkyl.
- 11. (Previously Presented) A method of treating pain in a patient in need of such treatment, comprising:

administering an effective amount of the compound according to claim 1 or a pharmaceutically acceptable salt thereof.

## 12. (Cancelled)